

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

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MARCUS WITCHET,

Plaintiff,

v.

UNION PACIFIC RAILROAD COMPANY,

Defendant.

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CASE NO. 8:18-cv-00187

**ORDER TO COMPLY WITH  
SUBPOENA**

Defendant Union Pacific Railroad Company ("Defendant") has filed an unopposed Motion for an Order requiring Dr. Syed F. Zaidi to comply with a subpoena and appear for a deposition on June 27, 2019. ([Filing No. 72](#).) The Court finds that Dr. Zaidi has previously failed to comply with three separate subpoenas issued by the Defendant. As a result of Dr. Zaidi's failure to appear for his deposition, Defendant has incurred hundreds of dollars in cancellation fees from the court reporter, an amount that will likely grow.

**IT IS ORDERED** that Defendant's Unopposed Motion ([Filing No.72](#)) is granted. If Dr. Zaidi fails to comply with the attached subpoena, Defendant may seek contempt sanctions against Dr. Zaidi, including reimbursement for all costs and fees incurred as a result of Dr. Zaidi's previous cancellations. The Court hereby orders Dr. Zaidi to comply with the subpoena and appear for a deposition on June 27, 2019.

Dated this 10<sup>th</sup> day of June, 2019.

BY THE COURT:

  
United States Magistrate Judge